

VILLAGE OF COMMERCIAL POINT
COMMITTEE OF THE WHOLE MINUTES

June 16, 2014

Mr. Shelton called the meeting to order. Fiscal Officer Hastings took roll call with the following members present: Ms. Evans, Mr. Shelton, Mr. Sadler, Mr. Geiger, Mr. Wissinger and Mr. Laxton. Mayor Hammond and Solicitor Hess were also present.

Mr. Laxton made a motion seconded by Mr. Sadler to approve the May 19, 2014 COW Minutes. All members were in favor. The motion passed.

Solicitor Hess said that he had attended the Commercial Point Homecoming and felt it was very well put together and a great community event. He said he is preparing 2 ordinances for Council. One is to amend the solicitation ordinance we have and the other is to stop the removal of trash without permission. At this time, Mr. Shelton said that he also attended the Homecoming and said it was a positive event for the community. He said the Commercial Point Men's Club did a great job. He said that he had also attended the Memorial Ceremony on June 14, 2014. He said the agenda was great and the speakers were outstanding. A very well put together event by the committee and fire department. Ms. Evans asked Solicitor Hess about the community yard sale that is allowed. It was explained that by ordinance, the Village of Commercial Point residents are allowed to have a garage sale without getting a permit from the office, the weekends after Homecoming and the go-kart races. Fiscal Officer Hastings will put the announcement on the July water bills.

Mayor Hammond said that he had attended the Memorial Ceremony and agrees with Mr. Shelton. He felt it was extremely well done and great for our community. He said it was something to take our children and grandchildren too. Mayor Hammond updated Council on a few items. He said the catch basin at Genoa Crossing is completely finished. The total cost was around \$ 2,000 to fix. The bottom section was fine and only the top portion needed to be replaced. The potholes and other areas around the Village that need to have blacktop will be discussed tomorrow. Engineer Grosse will be walking the areas with the contractor and getting us a price. Ms. Evans asked if the intersection of St. Rt. 762 and Walker Road was on the list to be patched. Mayor Hammond said Engineer Grosse, KMC Paving and himself will be making sure everything is discussed. The plan is to bring all patch/pothole work up to snuff. Mayor Hammond said he is waiting for a list of suggested locations for all the signs. He said we have the materials. He wants the locations to be identified in writing so that he can make the call to OPUS and get the job done. Ms. Evans asked Chief Jordan if he had the list of locations and what was needed at each location. Chief Jordan said he had a map of recommendations however Chestnut Estates was not included. He said he was ready to meet with Mayor Hammond. Mr. Shelton asked for a copy of the map.

At this time, Mr. Geiger reported that a light by the water tower was not working. Mr. Muskera, Utility Employee, said the light had been out for a long time and that the entire fixture was bad. The light is located at least 10' in the air. Mayor Hammond said Jess Howard will be asked to give us a price to fix it. Mayor Hammond said the lights on our flag pole here at the office are still out. He is working with a contractor to get a price and in the process make the bulbs more accessible. He said the flag was still lit

up at night. Mr. Shelton asked when this would be completed and an estimated cost. Mayor Hammond said in less than one month and should be less than \$ 1,000. Mr. Shelton said to get it scheduled and completed.

Ms. Evans asked for an update on the Sheriff's Department. Mayor Hammond said they have been well received especially during the Homecoming and Memorial Ceremony. He said they are very visible and have made a lot of stops. He said the public's response is happy and glad to see the officers in the Village. Mayor Hammond said the Sheriff had no issues at this time. Sheriff Radcliff welcomes an open dialogue. Mr. Geiger asked for a monthly report from the Sheriff's office. Mr. Sadler said the Sheriff said it was available. Chief Jordan said the officers are scheduling around Chief Jordan's schedule to make sure we have good coverage. He said he knew of two summonses for open container at the Homecoming. He said there was an isolated issue with a stolen cell phone that he is taking care of. Mayor Hammond said the deputies are using our facility and have keys to the Police Department. Mr. Shelton said he heard positive comments at the Homecoming.

At this time, Mr. Shelton read the following Engineer Report that was submitted by Engineer Grosse:

1) The contract for the street paving project has been awarded. There is a preconstruction meeting scheduled for June 17, 2014 at 2:30 p.m. The meeting will be held at the Village offices. I will forward to Council the schedule for paving once we have our meeting. As part of the precon, I will be discussing pavement repairs needed in the Village.

2) We have met with the well driller to discuss access to the site, schedule and related matters. The well driller is scheduled to move onsite the second week of July. If all goes well, I will have recommendations for Council at the August Council meeting.

3) The abandonment of the alleys needs to be discussed and a decision made as if Council wants to proceed. Mr. Hess and myself are prepared to move forward if Council so chooses.

4) On Friday I met Mayor Hammond at the Igle construction yard to review some of the surplus material they had stored. It appears that some of the material could be of value to the Village as it relates to drainage issues. We are going to prepare a list of drainage problems to see exactly what material we could use and the related costs.

At this time, Mr. Shelton said people are asking about the dump trucks, front end loader and bulldozer that are parked on St. Rt. 762 as you come into town. He said the neighbor takes pride in his home and yard and now there are dump trucks parked next door. Solicitor Hess said the owner of the property met with our Zoning Inspector who recommended rezoning the property in question to B-1 (business). He said an application and check in the amount of \$ 400 was dropped off to the office and he was asked to review. Solicitor Hess said all the land round this property is zoned R-1 (residential). He informed the property owner that he felt Council was unlikely to rezone. Solicitor Hess said the property owner told him that the neighbor to the west of the property was not concerned. Solicitor Hess said Mayor Hammond contacted him last week with complaints regarding these trucks parking there. Solicitor Hess said he has a letter prepared to be mailed to the property owner tomorrow. Mr. Shelton asked if we needed a formal complaint for something to be done. Solicitor Hess said not necessarily. Mr. Sadler asked if we have a fine structure. Solicitor Hess said he can go to court and get an injunction if the property owner doesn't comply. Mr. Shelton asked if our Zoning Inspector needs to contact the

property owner. Solicitor Hess said no that he is prepared to respond. Mr. Shelton asked the rest of Council if they had any issues or concerns. Ms. Evans asked if we knew who complained. Solicitor Hess said he heard from Mayor Hammond that there were complaints.

Mr. Shelton said the next topic was alleys in the Village. Mr. Wissinger feels we can abandon the alleys and let the homeowners take on the responsibility. Solicitor Hess said if that is what Council wants, legislation will have to be presented, public hearings will have to be held and notifications to adjoining property owners will have to be sent. He said there are two sections of Oak Alley that are in question. Mayor Hammond said Ms. Blevins is in favor of abandoning the alley. Mr. Shelton said she is one of many property owners. Mayor Hammond said these two sections were never plotted as alleys. Someone asked what happens when they are abandoned. Solicitor Hess said surveys are done and recorded with the recorder's office. If they are abandoned, we will not have to fix the culvert, but we will have to maintain the ditch. Mayor Hammond said Ms. Blevins does have access to her building in the backyard by way of a neighbor behind her. More discussion to come.

Mr. Shelton asked Mr. Laxton what the neighbors in Chestnut Estates have said about controlling the speeding. Mr. Laxton said there is a strong desire for a 3-way stop by the tot lot on Cottonwood Place. He said while he was researching the traffic in Chestnut Estates, he doesn't feel a 3-way stop is the best option for the first intersection into the subdivision. He feels maybe a speed hump might be a better option for that location. Mr. Laxton offered to meet with Chief Jordan regarding the locations of the signs and the legal aspects. Mr. Laxton said there was only one speed limit sign on Chestnut Estates Dr. He suggested moving it back farther into the development on Chestnut Estates Drive. Mr. Shelton summed up what has been discussed for Chestnut Estates. 1) A 3-way stop sign at Cottonwood Place 2) Mr. Laxton meeting with Chief Jordan 3) additional speed limit signs 4) Children at Play and other signs added into the mix. Mr. Shelton said he guarantees if Council chooses to make these changes to Chestnut Estates, the other developments will want the same treatment. By the July meeting, Council would like to have an inventory of the signs we have. Mayor Hammond feels signs are suggestions. He said several communities paint speed limits on their streets and he thinks this is a better way of getting the drivers attention. Mr. Sadler asked if Engineer Grosse could get a price from the paving contractor for the street markings. Mr. Wissinger doesn't feel the streets throughout the neighborhood need the street paintings, just the entrances. Mr. Wissinger asked for a cost for speed humps. Mayor Hammond suggested surveying the neighborhoods to see what they would like to see in their neighborhoods for traffic control. The Street Committee will be reviewing the map from Chief Jordan.

Mr. Shelton opened the discussion for the issue around the gates at the entrance to Teays Valley West Middle School. He said the poles had been purchased and put into storage at the Utility Plant. Mayor Hammond will not recommend spending money on surveying the property to find out whose property is whose. He said it would cost more for the survey than to put the poles in. He said there are 6 posts total. He figures two of the posts would be on Village property since they would be placed around our lift station. Mr. Laxton asked if anyone had spoken with the school's superintendent. Engineer Grosse had talked to the principal. It was figured at best, two poles would be on the school's property while the other two poles would be in an easement owned by the Village. Mr. Shelton said spending \$ 1,000 to save a life is money well spent. He feels a letter should be sent to the superintendent letting them know we are installing the posts. Mr. Laxton asked who would install the posts. Mayor Hammond said he would get a quote from Ryan Sark. Mayor Hammond said a Village resident said we should not use Village tax money to help out the school. He feels we need to have legislation put together for a vote.

Ms. Evans asked if Council wanted to have another Finance Committee Meeting. Mr. Wissinger said yes after the June financials.

Mr. Shelton said there would be a Zoning Committee meeting on June 26, 2014 at 7:00 p.m.

Mr. Sadler made a motion, seconded by Mr. Geiger to adjourn the meeting. All members were in favor. The meeting adjourned.

Randy Shelton, President of Council

Wendy Hastings, Fiscal Officer